

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STEVEN WAYNE BONILLA,

Plaintiff,

v.

JUDGE STEVEN BARNES et. al.,

Defendants.

Case Nos. [22-cv-5345-PJH](#)

[22-cv-5346-PJH](#)

[22-cv-5347-PJH](#)

[22-cv-5348-PJH](#)

[22-cv-5351-PJH](#)

[22-cv-5352-PJH](#)

[22-cv-5353-PJH](#)

[22-cv-5354-PJH](#)

[22-cv-5355-PJH](#)

[22-cv-5356-PJH](#)

[22-cv-5357-PJH](#)

[22-cv-5358-PJH](#)

[22-cv-5359-PJH](#)

[22-cv-5360-PJH](#)

[22-cv-5361-PJH](#)

[22-cv-5362-PJH](#)

[22-cv-5363-PJH](#)

[22-cv-5391-PJH](#)

[22-cv-5392-PJH](#)

[22-cv-5393-PJH](#)

[22-cv-5401-PJH](#)

[22-cv-5402-PJH](#)

[22-cv-5403-PJH](#)

[22-cv-5406-PJH](#)

**ORDER DISMISSING MULTIPLE
CASES WITH PREJUDICE**

Plaintiff, a state prisoner, filed multiple pro se civil rights complaints under 42 U.S.C. § 1983. Plaintiff is a condemned prisoner who also has a pending federal habeas petition in this court with appointed counsel. See *Bonilla v. Ayers*, Case No. 08-0471

1 YGR. Plaintiff is also represented by counsel in state court habeas proceedings. *See In*
2 *re Bonilla*, Case No. 20-2986 PJH, Docket No. 1 at 7.

3 Plaintiff presents nearly identical claims in these actions. He names as
4 defendants numerous state courts and state judges. He seeks relief regarding his
5 underlying conviction or how his other cases were handled by the state and federal
6 courts.

7 To the extent that plaintiff seeks to proceed *in forma pauperis* (IFP) in these cases,
8 he has been disqualified from proceeding IFP under 28 U.S.C. § 1915(g) unless he is
9 “under imminent danger of serious physical injury” at the time he filed his complaint. 28
10 U.S.C. 1915(g); *In re Steven Bonilla*, Case No. 11-3180 CW; *Bonilla v. Dawson*, Case
11 No. 13-0951 CW.

12 The allegations in these complaints do not show that plaintiff was in imminent
13 danger at the time of filing. Therefore, he may not proceed IFP. Moreover, even if an
14 IFP application were granted, his lawsuits would be barred under *Heck v. Humphrey*, 512
15 U.S. 477, 486-87 (1994), *Younger v. Harris*, 401 U.S. 37, 43-54 (1971), *Demos v. U.S.*
16 *District Court*, 925 F.2d 1160, 1161-62 (9th Cir. 1991) or *Mullis v. U.S. Bankruptcy Court*,
17 828 F.2d 1385, 1393 (9th Cir. 1987). Accordingly, the cases are dismissed with
18 prejudice.

19 The clerk shall terminate all pending motions and close these cases. The clerk
20 shall return, without filing, any further documents plaintiff submits in these closed cases.

21 **IT IS SO ORDERED.**

22 Dated: September 26, 2022

23
24 /s/ Phyllis J. Hamilton

25 PHYLLIS J. HAMILTON
26 United States District Judge
27
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